

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: John H. Stevens, et al.

Serial No.: 10/099,690

Art Unit: 3738

Filed : March 15, 2002

Examiner: David J. Isabella

For : METHOD AND APPARATUS FOR THORACOSCOPIC INTRACARDIAC PROCEDURES

CERTIFICATE OF TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being faxed to the
United States Patent & Trademark Office at (703) 872-9306 on June 23, 2005

/Brian S. Tomko/

Brian S. Tomko, Reg No. 41,349
(Name of Registered Representative)

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To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant(s) hereby appeal to the Board of Patent Appeals and Interferences from the decision of the Examiner dated December 23, 2004 finally rejecting Claims 38-45, 47-64 and 66-73 of the above-identified application.

The item(s) checked below are appropriate:

1. ☐ An extension of time to respond to the final rejection was granted on _____ for month(s).
2. ☒ A Petition For Extension Of Time of three months under 37 CFR 1.136 is attached hereto.
3. ☐ A timely response to the final rejection has been filed.
4. ☒ Fee \$500.00: for filing of Notice of Appeal
☐ Not required (fee paid in prior appeal)
☒ Charge to Deposit Account No. 10-0750/HRT0293/BST.
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment in connection herewith to Deposit Account No. 10-0750/HRT0293/BST.

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Respectfully submitted,

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FACSIMILE TRANSMISSIONS COVERSHEET**DATE: 6/23/05****TO: Examiner D. Isabella****COMPANY: PTO****FACSIMILE NO.: 703-872-9306****FROM: Brian S. Tomko****TELEPHONE NO.: (732) 524-1239****FACSIMILE NO.: (732) 524-5575****NUMBER OF PAGES INCLUDING THIS COVER SHEET: 3 pages****Re: USSN 10/099,690****Extension of Time:****1 page****Notice of Appeal:****1 page****RECEIVED
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